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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTY. DOCKET NO./TITLE |
|---|---|---|---|
| 10/072,485 | 02/07/2002 | Ron P. Handshoe | HANR 0101 PUS |

CONFIRMATION NO. 3338

"OC000000012413183"

22045
BROOKS KUSHMAN P.C.
1000 TOWN CENTER
TWENTY-SECOND FLOOR
SOUTHFIELD, MI 48075

Date Mailed: 04/21/2004

## NOTICE REGARDING CHANGE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 03/31/2004.

- The Power of Attorney to you in this application has been revoked by the assignee who has intervened as provided by 37 CFR 3.71. Future correspondence will be mailed to the new address of record(37 CFR 1.33).

[ ]

DORRETTA BROOKS
3700 (703) 305-5194

NEW ATTORNEY/AGENT COPY

Hanrfsbook 5276

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FROST BROWN TODD
201 FIFTH STREET
2200 PNC CENTER
CINCINNATI, OH 45202

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**CONFIRMATION NO. 3338**

*OC0000000012413212*

Date Mailed: 04/21/2004

## NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 03/31/2004.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

DORRETTA BROOKS
3700 (703) 305-5194

ATTORNEY/APPLICANT COPY

Frost Brown Todd LLC
ATTORNEYS
OHIO · KENTUCKY · INDIANA · TENNESSEE

Edwin R. Acheson, Jr.
513.651.6708
eacheson@fbtlaw.com

October 27, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

| | | |
|---|---|---|
| Re: | Application: | 10/072,485 |
| | Filed: | 02/07/2002 |
| | Applicant: | Handshoe, Ron P. |
| | For: | APPARATUS AND METHOD FOR MUSCLE STRENGTHENING AND REHABILITATION |
| | Atty. Ref.: | 0102359-0510606 |

Dear Sir:

Enclosed for filing are the following papers for the above-referenced patent application:

1. Amendment and Response;
2. Petition for Extension of Time (3 months)
3. Check for $490; and
4. Self-addressed postage prepaid return receipt postcard.



PAGE 8/27 * RCVD AT 11/17/2004 11:35:34 AM [Eastern Standard Time] * SVR:USPTO-EFXRF-3/25 * DNIS:2734971 * CSID:15136516981 * DURATION (mm-ss):08-30

The fee has been calculated as shown below:

| | | | | | |
|---|---|---|---|---|---|
| Total Claims | 20 | 20 | 0 | x $9 = | 0 |
| Independent Claims | 5 | 5 | 0 | x $44 = | 0 |
| | | If multiple dependent claims, add $150.00 | | | N/A |
| | | Petition for Extension of Time (3 months) | | | 490.00 |

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 06-2226.

Respectfully submitted,

RON P. HANDSHOE

By _____
Edwin R. Acheson, Jr.
Registration No. 31,808
Attorney for Applicant(s)

FROST BROWN TODD LLC
2200 PNC Center
201 East Fifth Street
Cincinnati, Ohio 45202
(513) 651-6708

**Certificate of Mailing**

The undersigned certifies that this correspondence was deposited with the U.S. Postal Service with sufficient postage as first class mail and addressed to ", Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450," on October 27, 2004.

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Frost Brown Todd LLC
ATTORNEYS AT LAW

PAGE 9/27 * RCVD AT 11/17/2004 11:35:34 AM [Eastern Standard Time] * SVR:USPTO-EFXRF-3/25 * DNIS:2734971 * CSID:15136516981 * DURATION (mm-ss):08-30

**FROST BROWN TODD LLC**
2200 PNC CENTER, 201 EAST FIFTH STREET
CINCINNATI, OHIO 45202-4182
(513) 651-6800
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| TO: | Examiner Lori Baker Amerson | USPTO | (571) 273-4971 | |

**NUMBER OF PAGES** (INCLUDING COVER SHEET): 27

**CLIENT/MATTER:** 0102359/0510606

**DATE:** November 17, 2004

**FROM:** Andrew B. Ulmer **PHONE:** (513) 369-4811

**MESSAGE:** SERIAL NO.: 10/072,485 INVENTOR: RON P. HANDSHOE FILED: 02/07/2002

PER OUR DISCUSSION TODAY, IT IS MY UNDERSTANDING THAT THE NOTICE OF ABANDONMENT WAS BASED UPON THE REPRESENTATION BY A PARALEGAL AT THE LAW FIRM OF BROOKS KUSHMAN P.C. THAT THE ABOVE-REFERENCED APPLICATION WOULD INDEED BE ABANDONED. AS WE ALSO DISCUSSED, NO PERSON AT BROOKS KUSHMAN HAD THE AUTHORITY TO MAKE SUCH A REPRESENTATION, AS THE POWER OF ATTORNEY FOR THIS APPLICATION HAD BEEN REVOKED IN FAVOR OF PRACTITIONERS AT FROST BROWN TODD LLC.

IT IS MY UNDERSTANDING THAT YOU DID NOT HAVE COPIES OF OR IFW ACCESS TO THE REVOCATION AND NEW APPOINTMENT OF POWER OF ATTORNEY BY THE APPLICANT, RON HANDSHOE, WHICH WAS FILED IN MARCH OF 2004, AND THAT THIS IS WHY BROOKS KUSHMAN WAS CALLED INSTEAD OF FROST BROWN TODD.

THE PRESENT DOCUMENTS ARE BEING FAXED TO CLARIFY THE PROPER STATUS OF THIS CASE, INCLUDING THE PROPER POWER OF ATTORNEY, AND TO THEREBY CORRECT THE NOTICE OF ABANDONMENT WHICH WAS INADVERTENTLY BASED ON THE ERRONEOUS REPRESENTATION OF A PERSON WITHOUT AUTHORITY (I.E. THE PARALEGAL AT BROOKS KUSHMAN).

ACCORDINGLY, THIS FAX INCLUDES COPIES OF THE REVOCATION AND NEW POWER OF ATTORNEY WITH ASSOCIATED DOCUMENTS (FILED 03/29/2004); THE NOTICE OF ACCEPTANCE OF THE POWER OF ATTORNEY (MAILED (04/21/2004); AND THE RECENT AMENDMENT AND RESPONSE WITH ASSOCIATED DOCUMENTS (FILED 10/27/04). THANK YOU.

**IF YOU DO NOT RECEIVE ALL OF THE FAX PAGES, PLEASE CALL (513) 369-4811 AS SOON AS POSSIBLE**

**Cincinnati Fax Number: (513) 651-6981**

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No. 10/072,485

Of Handshoe, Ron P.

Title APPARATUS AND METHOD FOR MUSCLE STRENGTHING AND REHABILITION

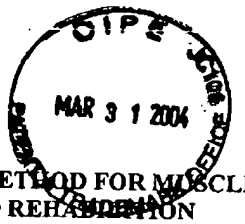
Action Revocation and New Appointment by Applicant; Return Post Card

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No. 10/072,485

Of Handshoe, Ron P.

Title APPARATUS AND METHOD FOR MUSCLE STRENGTHING AND REHABILITATION

Action Revocation and New Appointment by Applicant; Return Post Card

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FROST BROWN TODD LLC

No. No. 10/072,485
Of: Handshoe, Ron P.
For: APPARATUS AND METHOD FOR MUSCLE STRENGTHENING AND REHABILITATION
Action: Amendment and Response; Petition for Extension of Time (3 months); Check for $490.00; and Self-Addressed Postage Prepaid Return Post Card
ERA/ABU/pas 0102359–0510606 October 27, 2004

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FROST BROWN TODD LLC
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